

AMENDED IN ASSEMBLY APRIL 14, 2008

AMENDED IN ASSEMBLY MARCH 28, 2008

CALIFORNIA LEGISLATURE—2007–08 REGULAR SESSION

## **ASSEMBLY BILL**

**No. 2873**

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**Introduced by Assembly Members Solorio and Silva**

February 22, 2008

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An act to add Section 26603 to the Government Code, relating to counties.

### LEGISLATIVE COUNSEL'S DIGEST

AB 2873, as amended, Solorio. Counties: sheriffs' duties: coastlines, harbors, and inland waterways.

Existing law requires each county in this state to have an elected sheriff. The sheriff is required to, among other things, preserve peace, as specified. The California Constitution provides that a city may make and enforce within its limits all local, police, sanitary, and other ordinances and regulations that are not in conflict with general laws. Existing law also requires the sheriff of each county to give all possible aid and assistance to vessels stranded on its coast and to the persons on board, as specified.

The bill would specifically authorize the Orange County Board of Supervisors to grant authorization to another law enforcement agency within the county to provide contract security and safety services along the county's coastlines and inland waterways, as specified.

Vote: majority. Appropriation: no. Fiscal committee: no.  
State-mandated local program: no.

*The people of the State of California do enact as follows:*

1     SECTION 1. The Legislature hereby finds and declares all of  
2 the following:

3     (a) It is the intent of the Legislature that the authority for the  
4 security and safety of the county's coastlines, harbors, and inland  
5 waterways in the County of Orange be granted to a law  
6 enforcement entity within the county that will employ skilled peace  
7 officers as defined by Section 830.1 of the Penal Code, with the  
8 same minimum standards of training as those applying to the peace  
9 officers that were employed by the previous law enforcement entity  
10 on January 1, 2008.

11     (b) Given the importance of protecting against acts of terrorism,  
12 and providing cohesive and unambiguous protection to the residents  
13 of the County of Orange, the security of the county coastline,  
14 harbors, and inland waterways, and the corresponding safety of  
15 this vulnerable state border area are of statewide and national  
16 concern.

17     SEC. 2. Section 26603 is added to the Government Code, to  
18 read:

19     26603. (a) The Board of Supervisors of the County of Orange  
20 may grant authorization to another law enforcement agency within  
21 the county to provide contract security and safety services along  
22 the county's coastlines and inland waterways, so long as the same  
23 minimum standards of training as those applying to the peace  
24 officers pursuant to Section 830.1 of the Penal Code that were  
25 employed by the previous law enforcement entity on January 1,  
26 ~~2007~~ 2008, are maintained.

27     (b) If the Board of Supervisors of the County of Orange grants  
28 a security services contract to a law enforcement agency within  
29 the county that is different than the previous law enforcement  
30 entity that provided these services on January 1, 2008, that agency  
31 shall employ and maintain at least the same number of qualified  
32 peace officers as defined by Section 830.1 of the Penal Code, that  
33 were employed by the previous law enforcement entity.

34     (c) This section shall not be construed to cancel or otherwise  
35 modify any agreement, contract, or service arrangement in place  
36 prior to January 1, 2009.

37     (d) Nothing in this section shall preclude any city within the  
38 County of Orange from providing existing city services and

1 resources, including, but not limited to, lifeguards, fire, medical,  
2 and enforcement services at beaches along the coast.

3 (e) Nothing in this section shall authorize the Board of  
4 Supervisors of the County of Orange to charge cities within the  
5 county for providing security and safety for the county's coastlines,  
6 harbors, and inland waterways.

7 SEC. 3. The Legislature finds and declares that, because of the  
8 unique circumstances applicable to the County of Orange, a statute  
9 of general applicability cannot be enacted within the meaning of  
10 subdivision (b) of Section 16 of Article IV of the California  
11 Constitution, and, therefore, this special statute is necessary.

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